

## RESOLUTIONS

"AGAINST the Constitutional Amendment providing a four year term of office for elective district, county and precinct offices."

Sec. 14. The Governor shall issue the necessary proclamation for said election and shall have the same published as required by the Constitution and laws of this State.

Passed the Senate, March 30, 1953: Yeas 21, Nays 5; passed the House, April 15, 1953: Yeas 101, Nays 38.

Approved and filed April 21, 1953.

## CONSTITUTIONAL AMENDMENTS—SALARIES OF CERTAIN STATE OFFICERS—PER DIEM OF MEMBERS OF LEGISLATURE

S. J. R. No. 5

Proposing an amendment to the Constitution of the State of Texas permitting the Legislature to fix the salary of the Governor, Attorney General, Comptroller of Public Accounts, Treasurer, Commissioner of the General Land Office and Secretary of State; providing that such salary shall not be fixed in an amount less than that provided in the Constitution on January 1, 1953; fixing the per diem of the members of the Legislature at \$25.00 per day for 120 days only; providing for the submission of this Resolution to a vote of the people; and directing the Governor to issue the necessary proclamation.

*Be it resolved by the Legislature of the State of Texas:*

Section 1. That Section 5 of Article 4 of the Constitution of the State of Texas be amended so as to hereafter read as follows:

"Section 5. The Governor shall, at stated times, receive as compensation for his services an annual salary in an amount to be fixed by the Legislature, and shall have the use and occupation of the Governor's Mansion, fixtures and furniture."

Sec. 2. That Section 22 of Article 4 of the Constitution of the State of Texas be amended so as to hereafter read as follows:

"Section 22. The Attorney General shall hold office for two years and until his successor is duly qualified. He shall represent the State in all suits and pleas in the Supreme Court of the State in which the State may be a party, and shall especially inquire into the charter rights of all private corporations, and from time to time, in the name of the State, take such action in the courts as may be proper and necessary to prevent any private corporation from exercising any power or demanding or collecting any species of taxes, tolls, freight or wharfage not authorized by law. He shall, whenever sufficient cause exists, seek a judicial forfeiture of such charters, unless otherwise expressly directed by law, and give legal advice in writing to the Governor and other executive officers, when requested by them, and perform such other duties as may be required by law. He shall reside at the seat of government during his continuance in office. He shall receive for his services an annual salary in an amount to be fixed by the Legislature."

Sec. 3. That Section 23 of Article 4 of the Constitution of the State of Texas be amended so as to hereafter read as follows:

"Section 23. The Comptroller of Public Accounts, the Treasurer, and the Commissioner of the General Land Office shall each hold office for the term of two years and until his successor is qualified; receive an annual salary in an amount to be fixed by the Legislature; reside at the Capital of the State during his continuance in office, and perform such duties as are or may be required by law. They and the Secretary of State shall not receive to their own use any fees, costs or perquisites of office.

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All fees that may be payable by law for any service performed by any officer specified in this section or in his office, shall be paid, when received, into the State Treasury."

Sec. 4. That Section 21 of Article 4 of the Constitution of the State of Texas be amended so as to hereafter read as follows:

"Section 21. There shall be a Secretary of State, who shall be appointed by the Governor, by and with the advice and consent of the Senate, and who shall continue in office during the term of service of the Governor. He shall authenticate the publication of the laws, and keep a fair register of all official acts and proceedings of the Governor, and shall, when required, lay the same and all papers, minutes and vouchers relative thereto, before the Legislature, or either House thereof, and shall perform such other duties as may be required of him by law. He shall receive for his services an annual salary in an amount to be fixed by the Legislature."

Sec. 5. That Article 3 of the Constitution of the State of Texas be amended by adding a new section thereto which shall read as follows:

"61. The Legislature shall not fix the salary of the Governor, Attorney General, Comptroller of Public Accounts, the Treasurer, Commissioner of the General Land Office or Secretary of State at a sum less than that fixed for such officials in the Constitution on January 1, 1953."

Sec. 6. That Section 24 of Article 3 of the Constitution of the State of Texas be amended so as to hereafter read as follows:

"Section 24. Members of the Legislature shall receive from the public Treasury a per diem of not exceeding Twenty-five (\$25.00) Dollars per day for the first 120 days only of each session of the legislature.

"In addition to the per diem the members of each House shall be entitled to mileage in going to and returning from the seat of government, which mileage shall not exceed \$2.50 for every 25 miles, the distance to be computed by the nearest and most direct route of travel, from a table of distances prepared by the Comptroller, to each county seat now or hereafter to be established; no member to be entitled to mileage for any extra session that may be called within one day after the adjournment of a regular or called session."

Sec. 7. Said proposed Constitutional Amendments shall be submitted to a vote of the qualified electors of this State on the first Tuesday after the first Monday in November, 1954, at which election all voters favoring such proposed amendments shall write or have printed on their ballots the words:

"FOR THE AMENDMENTS TO THE STATE CONSTITUTION PROVIDING THAT THE SALARIES OF THE GOVERNOR, THE ATTORNEY GENERAL, THE COMPTROLLER OF PUBLIC ACCOUNTS, THE STATE TREASURER, THE COMMISSIONER OF THE GENERAL LAND OFFICE, AND THE SECRETARY OF STATE, BE FIXED BY THE LEGISLATURE, AND THAT THE PER DIEM OF THE MEMBERS OF THE LEGISLATURE BE FIXED AT TWENTY-FIVE (\$25.00) DOLLARS PER DAY FOR 120 DAYS ONLY."

And those voters opposing said proposed Amendments shall write or have printed on their ballots the words:

"AGAINST THE AMENDMENTS TO THE STATE CONSTITUTION PROVIDING THAT THE SALARIES OF THE GOVERNOR, THE ATTORNEY GENERAL, THE COMPTROLLER OF PUBLIC ACCOUNTS, THE STATE TREASURER, THE COMMISSIONER OF THE GENERAL LAND OFFICE, AND THE SECRETARY OF STATE, BE FIXED BY THE LEGISLATURE, AND THAT THE PER DIEM OF THE MEMBERS OF THE LEGISLATURE BE FIXED AT TWENTY-FIVE (\$25.00) DOLLARS PER DAY FOR 120 DAYS ONLY."

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If it appears from the returns of said election that a majority of the votes cast are in favor of said amendments, the same shall become a part of the State Constitution.

Sec. 8. The Governor of the State of Texas is hereby directed to issue the necessary Proclamation for said election and to have same published as required by the Constitution and laws of this State.

Passed the Senate, March 31, 1953: Yeas 27, Nays 0; May 26, 1953, Senate refused to concur in House amendments, and requested appointment of Conference Committee; May 26, 1953, request granted; May 27, 1953, Senate adopted Conference Report: Yeas 21, Nays 9; adopted by the House, May 25, 1953, with amendments: Yeas 104, Nays 23; May 26, 1953, House granted request of Senate for appointment of Conference Committee; May 27, 1953, House adopted Conference Report: Yeas 110, Nays 28.

Approved June 4, 1953.

## CONSTITUTIONAL AMENDMENT—TEACHERS AND EMPLOYEES RETIREMENT

S. J. R. No. 6

Proposing an amendment to the Constitution of Texas by adding to Article XVI thereof a new section, to be numbered 63; providing for crediting to members of either the Teacher Retirement System or the Employees Retirement System of Texas all services rendered, as either a teacher, or person employed in the public schools, colleges, and universities of the State, or as an appointive officer or employee of the State, for retirement benefits under either of said Systems.

*Be it resolved by the Legislature of the State of Texas:*

Section 1. That Article XVI of the Constitution of the State of Texas be amended by adding thereto a new section, to be numbered 63, which shall read as follows:

"Section 63. Qualified members of the Teacher Retirement System, in addition to the benefits allowed them under the Teacher Retirement System shall be entitled to credit in the Teacher Retirement System for all services, including prior service and membership service, earned or rendered by them as an appointive officer or employee of the State. Likewise, qualified members of the Employees Retirement System of Texas, in addition to the benefits allowed them under the Employees Retirement System of Texas shall be entitled to credit in the Employees Retirement System of Texas for all services, including prior service and membership service, earned or rendered by them as a teacher or person employed in the public schools, colleges, and universities supported wholly or partly by the State."

Sec. 2. The foregoing constitutional amendment shall be submitted to a vote of the qualified electors of this State at an election to be held throughout the State on the first Tuesday after the first Monday in November, 1954, at which election all ballots shall have printed thereon:

"FOR the Constitutional Amendment providing for crediting to members of either the Teacher Retirement System or the Employees Retirement System of Texas all services rendered, as either a teacher, or person employed in the public schools, colleges, and universities of the State, or as an appointive officer or employee of the State, for retirement benefits under either of said Systems."

"AGAINST the Constitutional Amendment providing for crediting to members of either the Teacher Retirement System or the Employees Retirement System of Texas all services rendered, as either a teacher, or person employed in the public schools, colleges, and universities of